

Remarks

Applicant has amended claims 39 and 56 to insert functional language. No new matter has been added.

Rejection Under 35 U.S.C. 102(e)

The Examiner maintained the rejection of claims 39, 44, 46, 56 and 73 as anticipated by US patent 6,391,311 (the “’311 patent”). Applicants have amended claims 39 and 56 to insert functional language into the claims regarding the anti-proliferative properties of the CUB domain, which distinguishes the claimed invention from the disclosure of the ‘311 patent.


Based on the foregoing amendment to the claims, Applicant respectfully requests that the Examiner withdraw the rejection made under 35 U.S.C. 102(e).

Conclusion

In view of the foregoing amendments and remarks, this application should now be in condition for allowance. A notice to this effect is respectfully requested. If the Examiner believes, after this amendment, that the application is not in condition for allowance, the Examiner is requested to call the Applicant's attorney at the telephone number listed below.

If this response is not considered timely filed and if a request for an extension of time is otherwise absent, Applicant hereby requests any necessary extension of time. If there is a fee occasioned by this response, including an extension fee, that is not covered by an enclosed check, please charge any deficiency to Deposit Account No. 23/2825.

Respectfully submitted,
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